IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE

CRIMINAL APPLICATION NO.4629 OF 2004
IN
CRIMINAL APPEAL NO. 765 OF 2003

Sultan Hasan Gorame ..Applicant.
V/s. (Org.Accused No.4)

The State of Maharashtra ..Respondent.

Mr. H.A. Solkar for the applicant
Mr. B.R. Patil, P.P. for the Respondent/State.

CORAM : S.B. MHASE &
ANOOP V.MOHTA, JJ.

DATE : 1ST DECEMBER, 2004.

P.C.

. Heard Mr. Solkar for the applicant and Mr. Patil, P.P. for the respondent. This is a bail application for bail filed on the ground that the applicant is suffering from tuberculosis and kidney problem and therefore, the bail be granted.

2. Mr. Patil, the learned P.P. has produced the report of Medical Officer, Kolhapur Central Jail on record, wherein it is stated that the applicant was suffering from pulmonary tuberculosis for which he was treated last year and his subsequent examination for the said disease are negative, showing a total recovery from

the disease. So far as kidney problem is concerned, the applicant is diagonised, a case of Bilateral Renal Calculus mild Hydronephrosis strictured urethra. However, the Surgeon from the CPR Hospital has done Super pubic Cathedarisation. The applicant is being treated at CPR Hospital of and on, for further operative treatment as per experts advise. His health condition is stable. This shows that every medical facility is extended by the CPR Hospital. Therefore, we are not inclined to grant bail. Bail application is hereby rejected.

. Parties concerned to act on a simple copy of this order, duly authenticated by the Registry of this Court.

[ANOOP V. MOHTA, J.] **[S.B.MHASE, J.]**